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**State Bar Court of California
Hearing Department
Los Angeles**

Counsel For The State Bar
Miho Murai
Deputy Trial Counsel
1149 S. Hill Street
Los Angeles, CA 90015-2299
213-765-1219

Case Number (s)
07-O-10571

(for Court's use)

FILED

SEP 25 2008 *Y/C*

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

Bar # 235178

Counsel For Respondent

Ellen Pansky
Pansky & Markle
1010 Sycamore Avenue, Suite 101
South Pasadena, CA 91030
213-626-7300

PUBLIC MATTER

Bar # 77688

Submitted to: **Settlement Judge**

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND
DISPOSITION AND ORDER APPROVING

In the Matter Of:

KEITH MARSHALL BOWMAN

PUBLIC REPROVAL

Bar # 170867

PREVIOUS STIPULATION REJECTED

A Member of the State Bar of California
(Respondent)

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted **June 6, 1994**.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of **12** pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".
- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."



- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):

- costs added to membership fee for calendar year following effective date of discipline (public reproof)
- case ineligible for costs (private reproof)
- costs to be paid in equal amounts for the following membership years:
(hardship, special circumstances or other good cause per rule 284, Rules of Procedure)
- costs waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs"
- costs entirely waived

- (9) The parties understand that:

- (a) A private reproof imposed on a respondent as a result of a stipulation approved by the Court prior to initiation of a State Bar Court proceeding is part of the respondent's official State Bar membership records, but is not disclosed in response to public inquiries and is not reported on the State Bar's web page. The record of the proceeding in which such a private reproof was imposed is not available to the public except as part of the record of any subsequent proceeding in which it is introduced as evidence of a prior record of discipline under the Rules of Procedure of the State Bar.
- (b) A private reproof imposed on a respondent after initiation of a State Bar Court proceeding is part of the respondent's official State Bar membership records, is disclosed in response to public inquiries and is reported as a record of public discipline on the State Bar's web page.
- (c) A public reproof imposed on a respondent is publicly available as part of the respondent's official State Bar membership records, is disclosed in response to public inquiries and is reported as a record of public discipline on the State Bar's web page.

B. Aggravating Circumstances [for definition, see Standards for Attorney Sanctions for Professional Misconduct, standard 1.2(b)]. Facts supporting aggravating circumstances are required.

- (1) **Prior record of discipline** [see standard 1.2(f)]
- (a) State Bar Court case # of prior case
- (b) Date prior discipline effective
- (c) Rules of Professional Conduct/ State Bar Act violations:
- (d) Degree of prior discipline
- (e) If Respondent has two or more incidents of prior discipline, use space provided below or a separate attachment entitled "Prior Discipline."
- (2) **Dishonesty:** Respondent's misconduct was surrounded by or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.

- (3) **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice.
- (5) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.
- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.
- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. **The current misconduct evidences multiple acts of failure to perform and failure to communicate.**
- (8) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

N/A

C. Mitigating Circumstances [see standard 1.2(e)]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client or person who was the object of the misconduct.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings. **Respondent has been candid and cooperative with the State Bar throughout the disciplinary proceedings.**
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct. **After the State Bar complaint was filed, Respondent wrote to the client and admitted his failure to complete the services for which he was retained.**
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted in good faith.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and Respondent no longer suffers from such difficulties or disabilities.

- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

On March 23, 2008, Respondent provided a refund check in the amount of \$15,000.00 to Sandra Gonzalez on behalf of her brother Mr. Gonzalez.

D. Discipline:

- (1) **Private reproof (check applicable conditions, if any, below)**
 - (a) Approved by the Court prior to initiation of the State Bar Court proceedings (no public disclosure).
 - (b) Approved by the Court after initiation of the State Bar Court proceedings (public disclosure).
- or
- (2) **Public reproof (Check applicable conditions, if any, below)**

E. Conditions Attached to Reproval:

- (1) Respondent must comply with the conditions attached to the reproval for a period of **one (1) year**.
- (2) During the condition period attached to the reproval, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.
- (3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.
- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the condition period attached to the reproval. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of the reproval during the preceding calendar quarter. Respondent must also state in each report whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover

less than 30 (thirty) days, that report must be submitted on the next following quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the condition period and no later than the last day of the condition period.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the conditions attached to the reprobation.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: _____
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation within one year of the effective date of the reprobation.
- No MPRE recommended. Reason: _____
- (11) The following conditions are attached hereto and incorporated:
- | | |
|---|---|
| <input type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

In addition to the mandatory MCLE requirements, Respondent will complete five (5) additional hours in legal ethics focusing on client communication and law office management.

ATTACHMENT TO
STIPULATION RE FACTS, CONCLUSIONS OF LAW, AND DISPOSITION

IN THE MATTER OF: KEITH MARSHALL BOWMAN

CASE NUMBER(S): 07-O-10571

FACTS AND CONCLUSIONS OF LAW

Keith Marshall Bowman (“Respondent”) admits that the following facts are true and that he is culpable of violations of the specified statutes and/or Rules of Professional Conduct.

FACTS

1. On May 30, 2002, Sandra Gonzalez (“Sandra”) and Angelica Gonzalez (“Angelica”), retained Respondent to file an appeal on behalf of their brother, Eduardo Gonzalez (“Mr. Gonzalez”), in a criminal proceeding entitled *People v. Eduardo Gonzalez*, case no. B158881, in the 2nd District of the California Court of Appeals (the “criminal appeal”). On the same day, Respondent signed a retainer agreement to represent Mr. Gonzalez and agreed to charge \$25,000.00 to prepare and file Mr. Gonzalez’s appeal all the way through the state appeals process, including through the California Supreme Court.
2. On May 30, 2002, Respondent was paid \$16,000.00 in cash as part of the \$25,000.00 fee. It was agreed that the remaining balance would be paid on or before August 30, 2002.
3. On or before August 30, 2002, Respondent was paid the balance of \$9,000.00 in cash for Mr. Gonzalez’s criminal appeal.
4. On November 25, 2002, Respondent requested an extension of time to file the appellant’s opening brief.
5. On November 26, 2002, the court granted Respondent’s request for an extension to January 24, 2003 in which to file the appellant’s opening brief.
6. During the period between August 2003 and February 2007, Mr. Gonzalez, Sandra, and Angelica called Respondent at his office on numerous occasions requesting for the status of Mr. Gonzalez’s case. Respondent failed to respond to many of these status inquiries or to otherwise communicate with Mr. Gonzalez or his family regarding his case.
7. On January 6, 2003, Respondent requested another extension of time to file the

appellant's opening brief.

8. On January 7, 2003, the appellate court granted Respondent's request for an extension to February 28, 2003 in which to file the appellant's opening brief. However, the court ordered that there should be "an exceptional showing before further extensions."
9. On February 28, 2003, Respondent filed the appellant's opening brief on behalf of Mr. Gonzalez.
10. On May 19, 2003, the prosecution filed the appellee's brief.
11. Thereafter, Respondent did not file an appellant's reply brief on behalf of Mr. Gonzalez.
12. On August 20, 2003, the appellate court affirmed Mr. Gonzalez's conviction.
13. On October 15, 2003, Mr. Gonzalez sent a letter to Respondent regarding information about potential witnesses and their statements. In the letter, Mr. Gonzalez also requested Respondent to send him a copy of everything related to his case. Respondent received Mr. Gonzalez's letter, but failed to respond to the letter or to otherwise communicate with Mr. Gonzalez regarding his concerns.
14. On November 18, 2003, Mr. Gonzalez sent a letter directly to the United States District Court requesting a status of his case since Respondent had failed to communicate or otherwise respond to his status inquiries.
15. On July 14, 2004, Mr. Gonzalez sent a letter to Respondent voicing his concerns regarding Respondent's long delay in mailing him the transcripts and other documents that he had previously requested. Mr. Gonzalez also expressed concerns regarding Respondent's failure to respond to his letters for a status update. In the letter, Mr. Gonzalez requested Respondent to immediately send him the transcripts and other documents that relate to his case and to inform him of the current status of his case. Respondent received Mr. Gonzalez's letter and although he did not respond to Mr. Gonzalez, he communicated with Mr. Gonzalez's sister Sandra, and Sandra subsequently hired Respondent to file a petition for writ of habeas corpus.
16. On October 13, 2004, Mr. Gonzalez sent another letter to Respondent requesting copies of his transcripts and contact from Respondent. Respondent received Mr. Gonzalez's letter but failed to respond to the letter or to otherwise communicate with Mr. Gonzalez regarding his concerns.
17. On October 20, 2004, Respondent filed a petition for writ of habeas corpus in the Central

District of the U.S. District Court, case no. CV 04-08680-GAF-SS (the “petition for writ”). In the document, Respondent stated that he filed an appeal in the California Court of Appeals but that “[it] was not taken up by the California Supreme Court.”

18. On or before October 21, 2004, Respondent was retained by Sandra and Angelica to represent their brother, Mr. Gonzalez, in the federal appeal and the petition for writ. On the same day, Respondent was paid \$7,000.00 in cash as part of the \$15,000.00 fee. It was agreed that the remaining balance would be paid on December 29, 2004.
19. On November 22, 2004, the prosecution filed a motion to dismiss Respondent’s petition for writ, claiming that not all of the state remedies had been exhausted and that the time for filing has expired.
20. Respondent did not file an opposition to the prosecution’s motion to dismiss.
21. On December 29, 2004, Respondent was paid the balance of \$8,000.00 in cash for Mr. Gonzalez’s federal appeal and the petition for writ of habeas corpus.
22. On March 3, 2005, the U.S. Magistrate Judge issued a report and recommendation concerning Mr. Gonzalez’s petition for writ. The report recommended that the District Court issue an Order (1) accepting and adopting its report and recommendation; (2) granting the prosecution’s motion to dismiss; and (3) directing that judgment be entered dismissing the action without prejudice. Notice of this report was sent to Respondent, stating that any objections had to be filed no later than March 17, 2005.
23. Thereafter, Respondent failed to file any objections on behalf of Mr. Gonzalez to the U.S. Magistrate Judge’s report and recommendation concerning Mr. Gonzalez’s petition for writ.
24. On April 6, 2005, the U.S. District Court issued an Order adopting the findings, conclusions, and recommendations of the U.S. Magistrate Judge, denying Mr. Gonzalez’s petition for writ, and dismissing the action without prejudice.
25. At no time did Respondent take any further action to set aside the U.S. District Court’s decision denying Mr. Gonzalez’s petition for writ or to exhaust the state remedies concerning Mr. Gonzalez’s criminal appeal.
26. On April 16, 2006, Mr. Gonzalez sent a letter to Respondent advising him of his address change. In the letter, Mr. Gonzalez again requested Respondent to send him copies of all documents that Respondent had filed in court. He also requested Respondent to give him a status update regarding his case since he had not heard from Respondent in a long time.

Respondent received Mr. Gonzalez's letter, but failed to respond to it or to otherwise communicate with Mr. Gonzalez regarding his concerns.

27. On July 6, 2006, Mr. Gonzalez sent a letter directly to the United States District Court requesting a status of his case since Respondent had failed to communicate or otherwise respond to his letters for a status update.
28. In August 2006, Respondent relocated his office to 3580 Wilshire Blvd., Suite 1715, Los Angeles, CA 90010. Respondent did not notify Mr. Gonzalez, Sandra, or Angelica of his new address. Respondent's phone number remained the same.
29. On September 12, 2006, Angelica sent a letter to Respondent expressing her concerns about Respondent's failure to advise her about his office relocation. In the letter, Angelica requested Respondent to contact her about the status of her brother's case since she has not been able to reach Respondent. Respondent received Angelica's letter, but failed to respond to the letter or to otherwise communicate with Mr. Gonzalez or his family regarding the status of Mr. Gonzalez's case.
30. On October 15, 2006, Mr. Gonzalez sent a letter directly to the United States District Court requesting a status of his case since Respondent had failed to communicate or otherwise respond to his letters for a status update.
31. On October 22, 2006, Mr. Gonzalez sent a letter to Respondent requesting a status update of his case. Respondent received Mr. Gonzalez's letter, but failed to respond to the letter or otherwise communicate with Mr. Gonzalez or his family regarding the status of his case.
32. On February 14, 2007, Mr. Gonzalez sent a letter to Respondent requesting Respondent to immediately secure and forward his client file with all documentation and any other property filed with the Court. In the letter, Mr. Gonzalez noted that Respondent failed to advise him of the status of his case and failed to respond to his previous letters. Respondent received the letter, but failed to respond to the letter or to otherwise communicate with Mr. Gonzalez regarding his client file.
33. On March 30, 2007, Respondent sent a letter to Mr. Gonzalez stating that he had kept in touch with Sandra for a while, but then he became busy and got sidetracked with multiple trials. In the letter, Respondent asked Mr. Gonzalez if he no longer wanted Respondent to represent him.
34. On March 23, 2008, Respondent provided a refund check in the amount of \$15,000.00 to Sandra Gonzalez on behalf of her brother Mr. Gonzalez. Respondent also gave her a CD

which contained the rest of Mr. Gonzalez's file.

CONCLUSIONS OF LAW

By failing to exhaust all of the state remedies concerning Mr. Gonzalez's criminal appeal, by failing to take any further action to prosecute the appeal, by failing to send Mr. Gonzalez the transcripts and copies of the documents filed in his case as he had requested, and by delaying the refund of unearned fees owed to Mr. Gonzalez, Respondent intentionally, recklessly, or repeatedly failed to perform legal services with competence, in willful violation of rule 3-110(A) of the Rules of Professional Conduct.

By failing to timely advise Mr. Gonzalez that his criminal appeal had been denied, by failing to timely advise Mr. Gonzalez that his petition for writ of habeas corpus had been denied, by failing to advise Mr. Gonzalez that he had relocated offices, and by failing to respond to Mr. Gonzalez's and his family's numerous letters and telephone calls regarding the status of Mr. Gonzalez's case, Respondent failed to respond to reasonable status inquiries of a client and failed to keep his client reasonably informed of significant developments in a matter in which Respondent had agreed to provide legal services, in willful violation of Business and Professions Code section 6068(m).

PENDING PROCEEDINGS

The disclosure date referred to on page two, paragraph A.(7), was September 2, 2008.

SUPPORTING AUTHORITY

Pursuant to standard 1.3 of the Standards for Attorney Sanctions for Professional Misconduct ("standards"), the primary purposes of disciplinary proceedings and imposing sanctions for professional misconduct are "the protection of the public, the courts and the legal profession; the maintenance of high professional standards by attorneys and the preservation of public confidence in the legal profession."

Here, the requested discipline complies with standard 1.3.

Standard 2.4(b) states, "Culpability of a member of wilfully failing to perform services in an individual matter or matters not demonstrating a pattern or misconduct or culpability of a member of wilfully failing to communicate with a client *shall result in reproof or suspension* depending upon the extent of the misconduct and the degree of harm to the client" (emphasis added).

Turning to case law, where the extent of the misconduct is relatively small and isolated, and the attorney fully cooperated with the State Bar's investigation, imposition of a reproof is warranted. *In the Matter of Respondent G* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 175 (private reproof imposed where violation was deemed minor incident of failure to perform services with competence which was followed by the attorney's candor and cooperation).

Here, like the attorney in *In the Matter of Respondent G*, Respondent has been candid and cooperative with the State Bar throughout the disciplinary proceedings. Also, his misconduct did not significantly harm his client. However, Respondent's misconduct is more serious than the attorney in *In the Matter of Respondent G* since Respondent not only failed to perform with competence but he also failed to communicate with his client. As such, the imposition of a public reproof is appropriate and would adequately protect the public, the courts, and the legal profession from further misconduct from this Respondent.

COSTS OF DISCIPLINARY PROCEEDINGS

Respondent acknowledges that the Office of the Chief Trial Counsel has informed Respondent that, as of September 2, 2008, the costs in this matter is \$1,983.00. Respondent further acknowledges that should this stipulation be rejected or should relief from this stipulation be granted, the costs in this matter may increase due to the costs of further proceedings.

(Do not write above this line.)

In the Matter of KEITH M. BOWMAN	Case number(s): 07-O-10571
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Fact, Conclusions of Law and Disposition.

<u>03-08</u> Date	 Respondent's Signature	<u>Keith M. Bowman</u> Print Name
_____ Date	_____ Respondent's Counsel Signature	<u>Ellen A. Pansky</u> Print Name
_____ Date	_____ Deputy Trial Counsel's Signature	<u>Miho Mural</u> Print Name

(Do not write above this line.)

In the Matter of KEITH M. BOWMAN	Case number(s): 07-O-10571
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SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Fact, Conclusions of Law and Disposition.

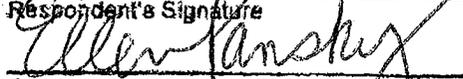
03-08
Date

9-3-08
Date

9/10/08
Date


Respondent's Signature

Keith M. Bowman
Print Name


Respondent's Counsel Signature

Ellen A. Pansky
Print Name


Deputy Trial Counsel's Signature

Miho Mural
Print Name

(Do not write above this line.)

In the Matter Of KEITH M. BOWMAN	Case Number(s): 07-O-10571
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ORDER

Finding that the stipulation protects the public and that the interests of Respondent will be served by any conditions attached to the reproof, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED AND THE REPROVAL IMPOSED.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the REPROVAL IMPOSED.
- All court dates in the Hearing Department are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 125(b), Rules of Procedure.) **Otherwise the stipulation shall be effective 15 days after service of this order.**

Failure to comply with any conditions attached to this reproof may constitute cause for a separate proceeding for willful breach of rule 1-110, Rules of Professional Conduct.

9/23/08
Date



Judge of the State Bar Court
DONALD F. MILES

CERTIFICATE OF SERVICE

[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on September 25, 2008, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING PUBLIC REPROVAL

in a sealed envelope for collection and mailing on that date as follows:

- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

ELLEN ANNE PANSKY
PANSKY & MARKLE
1010 SYCAMORE AVE #101
SOUTH PASADENA, CA 91030

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

MIHO MURAI, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on September 25, 2008.



Tammy Cleaver
Case Administrator
State Bar Court